IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.37280 of 2008
RAJ KUMAR YADAV
Versus
STATE OF BIHAR
---

3. 23.12.2008 Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner apprehends arrest in a Police case under Sections 7 of the Essential Commodities Act.

The defence is that the P.D.S. dealers who stored their food grains and kerosene oil at the house of the petitioner may at best be liable for prosecution for the storage at a place other than licensed for which the petitioner is not answerable.

Learned counsel for the State states that 119 quintals of rice and 880 liters of kerosene oil have been recovered from the house of the petitioner. The F.I.R. is dated 20.7.2007, the date of raid. The case diary available with learned A.P.P. is up to 13.5.2008. Even after ten months of investigation, the case diary is only reflecting suspicion against the petitioner. The prosecution has aided the petitioner in securing the anticipatory bail.

WEB COPY NOT OFFICIAL

Having considered the facts and circumstances of the case, let the petitioner, abovenamed surrender in the court below within a period of four weeks from today, when he shall be enlarged on bail on furnishing bail bonds of Rs. 10,000/-(Rupees ten thousand) with two sureties of the like amount each to the satisfaction of S.D.J.M., Jamui in Sono P.S. case No.85 of 2007, subject to the conditions laid down under Section 438(2) Cr.P.C.

AKS/ **(Navin Sinha, J.)**